

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 2521 - HB 2793**

February 22, 2020

**SUMMARY OF BILL:** Requires the Commissioner of the Department of Environment and Conservation (TDEC) to promulgate rules which create a permitting process for owners and operators of recovered materials processing facilities. Requires that such permitting process mirror, to the extent possible, the permitting process in place for solid waste disposal facilities.

Requires that such rules include, but not be limited to, the following: a creation of a permit fee, provisions requiring that such permittees adhere to federal, state, and local government laws and regulations, a schedule of fines and other necessary penalties for violations, and record-keeping requirements.

**ESTIMATED FISCAL IMPACT:**

**Increase State Revenue - \$242,200/FY20-21/TDEC  
\$235,600/FY21-22 and Subsequent Years/TDEC**

**Increase State Expenditures - \$242,200/FY20-21/TDEC  
\$235,600/FY21-22 and Subsequent Years/TDEC**

**Assumptions:**

- Based on information provided by the TDEC, the Department is unable to accurately determine a perceived number of applicants and consequently, approved permittees.
- It is reasonable to assume that the Department will receive ample applicants and permittees to necessitate the addition of at least 3 new positions, including the following: a program director, accountant, and an administrative assistant.
- A recurring increase in state expenditures of \$235,566 (\$175,000 salaries + \$48,766 benefits + \$10,000 travel + \$1,800 supplies) and a one-time increase in state expenditures of \$6,600 (\$3,600 computers + \$3,000 miscellaneous).
- An increase in state expenditures in FY20-21 of \$242,166 (\$235,566 + \$6,600).
- An increase in state expenditures in FY21-22 and subsequent years of \$235,566.
- This legislation requires that the TDEC create a fee schedule for permit issuance; however, it does not require that fees offset expenditures.
- For purposes of this analysis and based on information provided by the TDEC, the Department will set fees so that fee revenue offsets the program's total expenditures.
- An increase in state revenue in FY20-21 of \$242,166.
- An increase in state revenue in FY21-22 and subsequent years of \$235,566.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jdb